



City and County of San Francisco
Meeting Minutes
Rules Committee

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Members: Ahsha Safai, Norman Yee, Catherine Stefani

Clerk: Alisa Somera (415) 554-7711

Wednesday, February 14, 2018

2:00 PM

Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Ahsha Safai, Norman Yee, and Catherine Stefani

The Rules Committee met in regular session on Wednesday, February 14, 2018, with Chair Ahsha Safai presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Safai called the meeting to order at 2:09 p.m. On the call of the roll, Chair Safai, Vice Chair Yee, and Member Stefani were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

Chair Safai acknowledged Former Mayor Art Agnos who was in attendance at today's meeting.

REGULAR AGENDA

180075 [Hearing - Initiative Ordinance - Business and Tax Regulations and Administrative Codes - Additional Gross Receipts Tax on Commercial Rents]

Sponsors: Safai; Sheehy, Tang, Cohen and Farrell

Hearing to consider the proposed initiative ordinance submitted by four or more Supervisors to the voters at the June 5, 2018, Election, entitled "Ordinance amending the Business and Tax Regulations Code and Administrative Code to impose an additional tax of 1.7% on the gross receipts from the lease of commercial space in the City, to fund low- and middle-income housing and homelessness services and the General Fund; exempting from the additional tax rents from productions, distribution, and repair uses, retail sales and services uses, entertainment, arts and recreation uses, and nonprofit uses; and increasing the City's appropriations limit by the amount collected under the new tax for four years from June 5, 2018."

(Economic Impact)

01/23/18; RECEIVED AND ASSIGNED to Rules Committee.

02/06/18; REFERRED TO DEPARTMENT. Referred to City Controller, Planning Department, Mayor's Office of Housing and Community Development, Department of Homelessness and Supportive Housing, Office of the Treasurer & Tax Collector, Office of Community Investment and Infrastructure, Department of Elections, Ethics Commission, and Office of the City Administrator for reports and/or comments, pursuant to Rules of Order 2.22.4.

02/08/18; RESPONSE RECEIVED. The Office of Economic Analysis provided the economic impact report.

02/13/18; RESPONSE RECEIVED. The City Controller provided a financial analysis on the proposed Initiative Ordinance, pursuant to Municipal Elections Code Section 302(a)(2).

Heard in Committee. Speakers: Jeff Kositsky, Director (Department of Homelessness and Supportive Housing); Kate Hartley, Director (Mayor's Office of Housing and Community Development); Supervisors Jeff Sheehy and Jane Kim (Board of Supervisors); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Malcolm Yeung (Chinatown Community Development Center); Joseph Cera; Mark Gleason (Teamsters Joint Council 7); Vince Courtney (Laborers Local 261); Jim Lazarus (San Francisco Chamber of Commerce); John Corso (UA Local 38, Plumbers and Pipefitters); Allyson Sternpeck; Tomiquia Moss (Hamilton Families); Todd David (San Francisco Housing Action Coalition); Michael Theriault (San Francisco Building Trades Council); Donald Falk (Tenderloin Neighborhood Development Corporation); Beth Stokes (Episcopal Community Services of San Francisco); Tom O'Connor (San Francisco Firefighters, Local 798); Doug Shoemaker (Mercy Housing); Dan Campbell (Sheet Metal Workers, Local 104); spoke on various concerns relating to the hearing matter.

HEARD AND FILED by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180076 [Hearing - Initiative Ordinance - Business and Tax Regulations and Administrative Codes - Additional Gross Receipts Tax on Commercial Rents]**Sponsors: Yee; Kim, Fewer and Ronen**

Hearing to consider the proposed initiative ordinance submitted by four or more Supervisors to the voters at the June 5, 2018, Election, entitled "Ordinance amending the Business and Tax Regulations Code and Administrative Code to impose an additional tax on the gross receipts from the lease of commercial space in the City, in the amount of 1% for warehouses and 3.5% for other commercial uses, to fund the Babies and Families First Fund for quality early care and education for children from birth through five years of age and the General Fund; exempting from the additional tax rents from industrial, artist, non-formula retail, nonprofit, and government uses; and increasing the City's appropriations limit by the amount collected under the new tax for four years from June 5, 2018." (Economic Impact)

01/23/18; RECEIVED AND ASSIGNED to Rules Committee.

02/06/18; REFERRED TO DEPARTMENT. Referred to City Controller, Ethics Commission, Department of Elections, Office of the City Administrator, Office of Early Care and Education, and Office of the Treasurer & Tax Collector for reports and/or comments, pursuant to Rules of Order 2.22.4.

02/13/18; RESPONSE RECEIVED. The City Controller provided a financial analysis on the proposed Initiative Ordinance, pursuant to Municipal Elections Code Section 302(a)(2).

Heard in Committee. Speakers: Supervisor Jane Kim (Board of Supervisors); Graham Dobson (Office of Early Care and Education); presented information and answered questions raised throughout the discussion. Mari Villaluna (Parent Voices); Mr. Wright; Brandon Harami (San Francisco Berniecrats/Richmond Democrats); Ellia (Parent Voices); Marisa Delta; Susan Laron; Maria del Torro; Amanda Reem; Claudia Quinonez (Child Care Planning and Advisory Council); Monica Walters (Child Care Planning and Advisory Council); Aldon Long; Michael Weinberg (SEIU, Local 1021); Mary Ignatius (Parent Voices); Wai Hung "Oscar" Tang, (Family Child Care Association of San Francisco); Julia Reedy (Family Child Care Association of San Francisco); Tomiquia Moss (Hamilton Families); Yohana Quiroz (Felton Institute); Pat Sullivan (Family Child Care Association of San Francisco); Michele Lundy (Family Child Care Association of San Francisco); Sally Lard; Beth Stokes (Episcopal Community Services of San Francisco); Rebecca Browning; Brad Schafman; Fonda Davidson (Cross Cultural Family Center); Sara Hicks-Kilday (San Francisco Child Care Providers' Association); Judith Baker (Friends of St. Francis Childcare); Alexandra Goldman; Former Mayor Art Agnos; spoke on various concerns relating to the hearing matter.

HEARD AND FILED by the following vote:

Ayes: 3 - Safai, Yee, Stefani

171066 [Campaign and Governmental Conduct Code - Failure to File Form 700s, Sunshine Ordinance Declarations, and Certificates of Ethics Training]**Sponsor: Peskin**

Ordinance amending the Campaign and Governmental Conduct Code to disqualify members of City boards and commissions who have not filed their Form 700s (Statements of Economic Interests), Sunshine Ordinance Declarations, and Certificates of Ethics Training from participating in or voting on matters before their boards and commissions, and to modify the Ethics Commission's reporting requirements regarding the filing of Form 700s. (Ethics Commission)

10/03/17; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/2/2017.

10/10/17; REFERRED TO DEPARTMENT. Referred to Ethics Commission and to all City Department heads for informational purposes.

10/31/17; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Rules Committee. Supervisor Peskin introduced a substitute Ordinance bearing a new title.

Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Jon Givner (Office of the City Attorney); Kyle Kundert (Ethics Commission); presented information and answered questions raised throughout the discussion.

Vice Chair Yee moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180147 [Reappointment, Small Business Commission - Kathleen Dooley]

Hearing to consider appointing one member, term ending January 6, 2022, to the Small Business Commission. (Rules Committee)

Seat 2, succeeding Kathleen Dooley, term expired, must be an owner, operator, or officer of a San Francisco small business and appointed by the Board of Supervisors, for the unexpired portion of a four-year term ending January 6, 2022.

02/09/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Kathleen Dooley; Antigone Skoulas; Cheresse Bernice Benton; spoke on their qualifications. Former Mayor Art Agnos; Chris Schulman; Supervisor Aaron Peskin (Board of Supervisors); spoke in support of Kathleen Dooley. Brittni Chicuata (Office of Supervisor Malia Cohen); spoke in support of Cheresse Bernice Benton.

Member Stefani moved to recommend Cheresse Bernice Benton to seat 2 on the Small Business Commission. The motion FAILED by the following vote:

Ayes: 1 - Stefani

Noes: 2 - Safai, Yee

Vice Chair Yee moved to recommend Kathleen Dooley to seat 2 on the Small Business Commission. The motion carried by the following vote:

Ayes: 2 - Safai, Yee

Noes: 1 - Stefani

Appointment of Kathleen Dooley, seat 2, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion reappointing Kathleen Dooley, term ending January 6, 2022, to the Small Business Commission. (Rules Committee)

Kathleen Dooley, Seat 2, succeeding herself, term expired, must be an owner, operator, or officer of a San Francisco small business and appointed by the Board of Supervisors, for the unexpired portion of a four-year term ending January 6, 2022.

Vice Chair Yee moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Safai, Yee

Noes: 1 - Stefani

Vice Chair Yee was noted absent at 5:59 p.m. and for the remainder of the meeting.

180148 [Appointment, Ballot Simplification Committee - Ashley Raveche]

Hearing to consider appointing one member, term ending November 30, 2018, to the Ballot Simplification Committee. (Rules Committee)

Seat 3, succeeding Adele Fasick, term expired, must be nominated by the League of Women Voters of San Francisco, for the unexpired portion of a two-year term ending November 30, 2018.

02/09/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speaker: Ashley Raveche; spoke on their qualifications.

Appointment of Ashley Raveche, seat 3, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Ashley Raveche, term ending November 30, 2018, to the Ballot Simplification Committee. (Rules Committee)

Ashley Raveche, Seat 3, succeeding Adele Fasick, term expired, must be nominated by the League of Women Voters of San Francisco, for the unexpired portion of a two-year term ending November 30, 2018.

Member Stefani moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Safai, Stefani

Absent: 1 - Yee

180149 [Appointments, Transbay Joint Powers Authority - Nadia Sesay and Tilly Chang]

Hearing to consider appointing one member and one alternate member, for indefinite terms, to the Transbay Joint Powers Authority. (Rules Committee)

Seat 3, new appointment, must have expertise in large, complex infrastructure funding, policy and/or project delivery, for an indefinite term.

Seat 4 (Alternate), new appointment, must have expertise in large, complex infrastructure funding, policy and/or project delivery, for an indefinite term.

02/09/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Nadia Sesay; Tilly Chang; spoke on their qualifications. Noelle Duong (Office of Supervisor Jane Kim); spoke in support of Nadia Sesay and Tilly Chang.

Appointment of Nadia Sesay, seat 3, recommended.

Appointment of Tilly Chang, seat 4 (alternate), recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Nadia Sesay and Tilly Chang (alternate member), for indefinite terms, to the Transbay Joint Powers Authority. (Rules Committee)

Nadia Sesay, Seat 3, new appointment, must have expertise in large, complex infrastructure funding, policy and/or project delivery, for an indefinite term.

Tilly Chang, Seat 4 (Alternate), new appointment, must have expertise in large, complex infrastructure funding, policy and/or project delivery, for an indefinite term.

Member Stefani moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Safai, Stefani

Absent: 1 - Yee

180146 [Mayoral Appointment, Planning Commission - Milicent Johnson]

Motion approving/rejecting the Mayoral nomination of Milicent Johnson to the Planning Commission, for a term ending June 30, 2018. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: February 6, 2018.)

02/09/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Milicent Johnson; spoke on their qualifications. Ed Centure; Gail Gilman (Community Housing Partnership); spoke in support of Milicent Johnson.

Member Stefani moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to approve the Mayoral nomination of Milicent Johnson. The motion carried by the following vote:

Ayes: 2 - Safai, Stefani

Absent: 1 - Yee

Motion approving the Mayoral nomination of Milicent Johnson to the Planning Commission, for a term ending June 30, 2018. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: February 6, 2018.)

Member Stefani moved that this Motion be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 2 - Safai, Stefani

Absent: 1 - Yee

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 6:25 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Rules Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.